

REMARKS

Claims 21-52 are pending in the instant application. Claims 1-20 are cancelled and claims 21-52 are added herein. Applicants respectfully request reconsideration of this application based on the foregoing amendments and the following remarks

Applicants submit that no new matter has been added. Support for newly added independent claims 21 and 41 is found throughout the application as filed, for example at page 7, lines 27-30; page 11, lines 14-31; page 12, line 24 to page 13, line 15; page 14, lines 27-33; and FIG. 2. Support for newly added independent claims 33 and 47 is found throughout the application as filed, for example at page 13, line 23 to page 14, line 19; page 15, lines 4-6; and FIG. 5.

Claim Rejections – 35 U.S.C § 102

Claims 1-3, 6-11, 12, 13, 17, 18, and 19 have been rejected under 35 U.S.C § 102(b) as being anticipated by Leibowitz et al. U.S. Patent No. 4,500,173 (“Leibowitz”). Applicants will not address the merits of these rejections as the above claims have been cancelled, thus rendering their rejection moot.

Claim Rejections – 35 U.S.C § 103

Claims 5, 15, 16, and 20 have been rejected under 35 U.S.C § 103(a) as being unpatentable over Leibowitz in view of Iwata et al. U.S. Patent No. 6,111,699 (“Iwata”). Claims 5, 15, 16, and 20 have been rejected under 35 U.S.C § 103(a) as being unpatentable over Leibowitz in view of Savant et al. U.S. Patent No. 6,113,801 (“Savant”). Applicants will not address the merits of these rejections as the above claims have been cancelled, thus rendering their rejection moot.

Newly Added Claims

Newly added independent claims 21 and 41 are directed to a lighting system and display comprising, *inter alia*, a reflective electrode, a passivation film, and a scattering portion “wherein the scattering portion is located between the reflective electrode and the passivation film inclusive.” Newly added independent claims 33 and 47 are directed to a lighting system and display comprising, *inter alia*, a substrate, an electroluminescent layer located on the substrate, a reflective electrode located on the electroluminescent layer, and a scattering portion “wherein the scattering portion is located between the substrate and the reflective electrode inclusive.”

The structures recited in these claims are not found in prior art lighting systems and displays. For example, the prior art backlit liquid crystal display of Leibowitz merely discloses a scattering portion located between a lighting unit and a display unit. Leibowitz fails to disclose, teach, or suggest a scattering portion located between a reflective electrode and a passivation film, as recited in independent claims 21 and 41. Similarly, Leibowitz fails to disclose a scattering portion located between a reflective electrode and a substrate, on which an electroluminescent layer is located, as required by independent claims 33 and 47.

Furthermore, combinations of prior art teachings, such as Leibowitz, Iwata, and Savant, do not suggest the lighting systems and displays recited in independent claims 21, 33, 41, and 47. For example, Iwata merely discloses a light diffusing film with a diffusing layer between an antireflection layer and a transparent substrate. Similarly, Savant simply discloses a composition for producing colored replicas with optical elements disposed between a sub-master and a resin carrier. Thus, the teachings of Iwata, Savant, and Leibowitz cannot be combined to produce the claimed invention. Furthermore, there is no motivation to combine such teachings.

Applicants respectfully submit that independent claims 21, 33, 41, and 47 define patentable subject matter. Further, claims 22-32, 34-40, 42-46, and 48-52, which ultimately depend from these claims, also define patentable subject matter for at least similar reasons.

CONCLUSION

Based on the foregoing amendments and remarks, Applicants respectfully request reconsideration and withdrawal of the rejection of claims and allowance of this application.

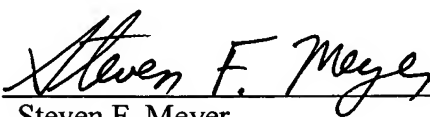
AUTHORIZATION

The Commissioner is hereby authorized to charge any additional fees which may be required for consideration of this Amendment to Deposit Account No. 13-4500, Order No. 5000-5109. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

In the event that an extension of time is required, or which may be required in addition to that requested in a petition for an extension of time, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to Deposit Account No. 13-4500, Order No. 5000-5109. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

Dated: February 9, 2005

By: 
Steven F. Meyer
Registration No. 35,613

Correspondence Address:
MORGAN & FINNEGAN, L.L.P.
3 World Financial Center
(212) 415-8700 Telephone
(212) 415-8701 Facsimile